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The Bank of New York as Trustee for the
Certificateholders CWALT, Inc. Alternative Loan
Trust 2005-58 Mortgage Pass-Through
Certificates, Series 2005-58*

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

THE BANK OF NEW YORK MELON fka THE
BANK OF NEW YORK AS TRUSTEE FOR
THE CERTIFICATEHOLDERS OF CWALT,
INC., ALTERNATIVE LOAN TRUST 2005-58,
MORTGAGE PASS-THROUGH
CERTIFICATES, SERIES 2005-58, a New York
corporation,

Plaintiff,

vs.

DORIS J. BARRETT, an individual; WILLIAM
BARRETT; an individual; 2298 DRIFTWOOD
TIDE TRUST, a Nevada trust,

Defendants.

Case No.: 2:17-cv-01809-MMD-PAL

**STIPULATION AND ORDER TO
AMEND BRIEFING SCHEDULE**

[SECOND REQUEST]

The Bank of New York Mellon, fka The Bank of New York, as Trustee for the
Certificateholders CWALT, Inc. Alternative Loan Trust 2005-58 Mortgage Pass-Through
Certificates, Series 2005-58 (**BoNYM**) and Defendant 2298 Driftwood Tide Trust (the **Trust**)
stipulate as follows:

1. Trust filed its motion to dismiss, or in the alternative, a motion for summary judgment
on July 19, 2019. [ECF No. 19, 20].

2. BoNYM's response to both motions is currently due on August 9, 2019.

3. The parties hereby stipulate and agree BoNYM shall have seven (7) additional days to file its responses, to allow BoNYM's counsel additional time to adequately address all of the issues in the motion. The new deadline for BoNYM to file its response to Trust's motion to dismiss, or in the alternative, motion for summary judgment shall be **August 16, 2019**. Trust shall have until **September 6, 2019** to file its reply in support of its motion.

4. This is the second request for an extension of this deadline and is not made for purposes of undue delay.

Dated this 1st of August, 2019

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| <p>AKERMAN LLP</p> <p><u>/s/ Jamie K. Combs</u> DARREN T. BRENNER, ESQ. Nevada Bar No. 8386 NATALIE L. WINSLOW, ESQ. Nevada Bar No. 12125 JAMIE K. COMBS, ESQ. Nevada Bar No. 13088 1635 Village Center Circle, Suite 200 Las Vegas, Nevada 89134</p> <p><i>Attorneys for The Bank of New York Mellon FKA The Bank of New York as Trustee for the Certificateholders CWALT, Inc. Alternative Loan Trust 2005-58 Mortgage Pass-Through Certificates, Series 2005-58</i></p> | <p>ROGER P. CROTEAU & ASSOCIATES, LTD.</p> <p><u>/s/ Timothy E. Rhoda</u> ROGER P. CROTEAU, ESQ. Nevada Bar No. 4958 TIMOTHY E. RHODA, ESQ. Nevada Bar No. 7878 2810 W. Charleston Boulevard, Suite 75 Las Vegas, NV 89102</p> <p><i>Attorneys for 2298 Driftwood Tide Trust</i></p> |
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ORDER

IT IS SO ORDERED:



UNITED STATES DISTRICT COURT JUDGE

DATED: August 9, 2019